

needs, submit to the Commission a copy of its comprehensive requalification written examinations or annual operating tests. The requalification program must meet the requirements of paragraphs (c) (1) through (7) of this section. In lieu of paragraphs (c) (2), (3), and (4) of this section, the Commission may approve a program developed by using a systems approach to training.

\* \* \* \* \*

Dated at Rockville, Maryland, this 2nd day of February, 1994.

For the Nuclear Regulatory Commission.  
**Samuel J. Chilk,**  
*Secretary of the Commission.*  
 [FR Doc. 94-2927 Filed 2-8-94; 8:45 am]  
 BILLING CODE 7590-01-P

## RESOLUTION TRUST CORPORATION

### 12 CFR Part 1627

RIN 3205-AA19

#### Service of Process Upon the Resolution Trust Corporation

**AGENCY:** Resolution Trust Corporation.  
**ACTION:** Final rule.

**SUMMARY:** The Resolution Trust Corporation (RTC) hereby issues this final rule designating the officers upon whom service of process may be made when RTC is sued in its receivership, conservatorship, or corporate capacities. In the interest of providing prompt guidance in an area that has caused much confusion, RTC is publishing this final rule.

**EFFECTIVE DATE:** This final rule is effective February 9, 1994.

**FOR FURTHER INFORMATION CONTACT:** Gregg H. S. Golden (Counsel), telephone 202-736-3042.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Section 501(a) of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 (FIRREA) added a new section 21A to the Federal Home Loan Bank Act, 12 U.S.C. 1441a, establishing the RTC. RTC was authorized to sue and be sued in its corporate capacity (12 U.S.C. 1441a(b)(9)), as amended by the Resolution Trust Corporation Refinancing, Restructuring, and Improvement Act of 1991, Public Law No. 102-233, sections 310 and 314(2)(B)(i), 105 Stat. 1761, 1769, 1771 (1991)). The provisions of the Federal Rules of Civil Procedure establishing the method for service of process upon a government corporation contemplate

that the corporation will designate an agent for service.

By reference to section 11, 12, and 13 of the Federal Deposit Insurance Act, 12 U.S.C. 1821, 1822, and 1823, FIRREA also granted RTC the same powers as the Federal Deposit Insurance Corporation when acting in its receivership or conservatorship capacity (12 U.S.C. 1441a(b)(4)(A), as amended). Inherent among these is the power to sue and be sued in such capacity, see 12 U.S.C. 1821(d)(2).

Because of the important differences among the capacities in which RTC functions, process is frequently served upon officers, employees, or temporary agents who have little or no connection with or responsibility for the component of RTC involved in the underlying lawsuit. Both RTC and the litigants are inconvenienced by the resulting confusion, delay, and expense. In the interest of reducing these costs to the public, RTC by this rule designates the agents who will accept service of process on behalf of RTC in its conservatorship, receivership, and corporate capacities.

Because RTC acts as conservator or receiver for a large number of savings associations, and because compulsory process (such as a subpoena for production of documents) does not always clearly identify the institution in question, the regulation provides that where process is served upon RTC in its capacity as conservator or receiver for a savings association, the savings association should be clearly identified on the face of the papers. This provision is intended to facilitate a prompt and constructive response to the papers.

On April 8, 1993 (58 FR 18144), RTC issued an Interim Rule with Request for Comments, designating its agents for service of process. A printing error in the original publication was corrected by notice on April 22, 1993 (58 FR 21627). RTC has proceeded under authority of the interim rule in the succeeding months, and thus has obtained useful experience in the practicality of the rule. RTC has received one comment on its interim rule and is now issuing a final rule.

##### II. Comment and Discussion

In response to the April 8, 1993, interim rule and request for comment, RTC received one comment. That single comment commended RTC's express designation of agents for service of process, and asked that RTC also consider designating specific officers to receive notices under agreements with other parties.

RTC's experience with the interim rule has been generally favorable.

## III. Regulatory Flexibility Act Statement

Pursuant to section 605(b) of the Regulatory Flexibility Act, RTC hereby certifies that this proposal is not expected to have a significant economic impact on a substantial number of small entities. Accordingly, a regulatory flexibility analysis is not required.

### List of Subjects in 12 CFR Part 1627

Administrative practice and procedure.

For the reasons set out in the preamble, the Resolution Trust Corporation revises part 1627 of title 12, chapter XVI, of the Code of Federal Regulations to read as follows:

### PART 1627—SERVICE OF PROCESS UPON THE RESOLUTION TRUST CORPORATION

Sec.

1627.1 Service of process on RTC in its corporate capacity.

1627.2 Service of process on RTC as conservator or receiver.

**Authority:** 12 U.S.C. 1441a(b)(4)(A), (9)(E), (11)(A), 1821(d)(2).

#### § 1627.1 Service of process on RTC in its corporate capacity.

Any summons, complaint, subpoena, or other legal process issued against RTC in its corporate capacity shall be duly issued and served upon:

- (a) The Assistant General Counsel (Litigation); and
- (b) The Secretary, the address for both of whom is: 801 17th Street, NW., Washington, DC 20434-0001; and
- (c) Upon such other persons as may be required by the provisions of the Federal Rules of Civil Procedure governing service of process upon an agency of the United States.

#### § 1627.2 Service of process on RTC as conservator or receiver.

(a) Any summons, complaint, subpoena, or other legal process issued against RTC in its capacity as conservator or receiver for a savings association shall be duly issued and served upon RTC's Assistant General Counsel in the field office having jurisdiction over the state, Commonwealth, possession, territory, or district in which such savings association has its principal office. The name and principal office of such savings association should be stated on the face of the summons, complaint, subpoena, or other process. In addition, a copy of such process shall be delivered to the Secretary, Resolution Trust Corporation, 801 17th Street NW., Washington, DC 20434-0001 (telephone: 202-416-7572).



(b) The addresses of RTC's field offices and the states over which each office has jurisdiction shall be published from time to time in the **Federal Register** and maintained by the Secretary, Resolution Trust Corporation, whose address and telephone number are given in paragraph (a) of this section.

By Order of the Chief Executive Officer of the Resolution Trust Corporation.

Dated at Washington, DC, this 3rd day of February, 1994.

Resolution Trust Corporation.

John M. Buckley, Jr.,

Secretary.

[Note: This appendix will not appear in the Code of Federal Regulations.]

#### Appendix—Field Offices of the Resolution Trust Corporation Department of Legal Services

Resolution Trust Corporation, 100  
Colony Square, suite 2300, Atlanta,  
GA 30361.

*Responsible for:* Alabama, the District of Columbia, Florida, Georgia, Maryland, North Carolina, Puerto Rico, South Carolina, Tennessee, the Virgin Islands, Virginia, and West Virginia.

Resolution Trust Corporation, 3500  
Maple Avenue, suite 1500, Dallas,  
TX 75219.

*Responsible for:* Louisiana, Mississippi, and Texas.

Resolution Trust Corporation, 1225 17th  
Street, suite 3200, Denver, CO  
80202.

*Responsible for:* Arizona, Colorado, New Mexico, Nevada, and Utah.

Resolution Trust Corporation, 4000  
MacArthur Boulevard, 5th floor,  
P.O. Box 6210, Newport Beach, CA  
92658-6210.

*Responsible for:* California, Guam, and Hawaii.

Resolution Trust Corporation, 7400  
West 110th Street, suite 500,  
Overland Park, KS 66210-2346.

*Responsible for:* Alaska, Arkansas, Iowa, Idaho, Illinois, Indiana, Kansas, Kentucky, Michigan, Minnesota, Missouri, Montana, North Dakota, Nebraska, Ohio, Oklahoma, Oregon, South Dakota, Washington, Wisconsin, and Wyoming.

Resolution Trust Corporation, Valley  
Forge Corporation Center, 1000  
Adams Avenue, P.O. Box 1500,  
Valley Forge, PA 19482-1500.

*Responsible for:* Connecticut, Delaware, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont.

Alabama (Atlanta)

Alaska (Overland Pk.)

Arizona (Denver)

Arkansas (Overland Pk.)

California (Newport Beach)

Colorado (Denver)

Connecticut (Valley Forge)

Delaware (Valley Forge)

D.C. (Atlanta)

Florida (Atlanta)

Georgia (Atlanta)

Guam (Newport Beach)

Hawaii (Newport Beach)

Idaho (Overland Pk.)

Illinois (Overland Pk.)

Indiana (Overland Pk.)

Iowa (Overland Pk.)

Kansas (Overland Pk.)

Kentucky (Overland Pk.)

Louisiana (Dallas)

Maine (Valley Forge)

Maryland (Atlanta)

Massachusetts (Valley Forge)

Michigan (Overland Pk.)

Minnesota (Overland Pk.)

Mississippi (Dallas)

Missouri (Overland Pk.)

Montana (Overland Pk.)

Nebraska (Overland Pk.)

Nevada (Denver)

New Hampshire (Valley Forge)

New Jersey (Valley Forge)

New Mexico (Denver)

New York (Valley Forge)

N. Carolina (Atlanta)

N. Dakota (Overland Pk.)

Ohio (Overland Pk.)

Oklahoma (Overland Pk.)

Oregon (Overland Pk.)

Pennsylvania (Valley Forge)

Puerto Rico (Atlanta)

Rhode Island (Valley Forge)

S. Carolina (Atlanta)

S. Dakota (Overland Pk.)

Tennessee (Atlanta)

Texas (Dallas)

Utah (Denver)

Vermont (Valley Forge)

Virgin Is. (Atlanta)

Virginia (Atlanta)

Washington (Overland Pk.)

W. Virginia (Atlanta)

Wisconsin (Overland Pk.)

Wyoming (Overland Pk.)

[FR Doc. 94-2875 Filed 2-8-94; 8:45 am]

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#### SMALL BUSINESS ADMINISTRATION

##### 13 CFR Part 122

#### Business Loans—Defense Economic Assistance

AGENCY: Small Business Administration (SBA).

ACTION: Final rule.

SUMMARY: This final regulation implements Section 7(a)(21) of the

Small Business Act ("Act"), enacted on September 4, 1992. Under this final rule, SBA could make or guarantee loans to small business concerns which have been detrimentally affected by the closure or substantial reduction of a Department of Defense installation.

EFFECTIVE DATE: February 9, 1994.

#### FOR FURTHER INFORMATION CONTACT:

Charles R. Hertzberg, Assistant Administrator for Financial Assistance, Small Business Administration, 409 3rd Street SW., Washington, DC 20416  
Telephone 202/205-6490.

SUPPLEMENTARY INFORMATION: Section 7(a)(21) of the Act (Pub. L. 102-366, 106 Stat. 997-968 15 U.S.C. 636(a)(21)) was enacted on September 4, 1992. On August 26, 1993, SBA published in the **Federal Register** (58 FR 45078) a proposed regulation which would implement Section 7(a)(21) of the Act. The Agency received no comments. Accordingly, the final regulation is being promulgated without change from the proposed rule.

Under this final regulation SBA is authorized to make direct or guaranteed loans to assist a small business concern that has been, or can reasonably be expected to be, detrimentally affected by the closure or substantial reduction of a Department of Defense (DOD) installation. SBA is also authorized under this final rule to assist a small business concern which has been detrimentally affected by the termination, or substantial reduction, of a DOD program on which such small business was a prime contractor or subcontractor (or supplier) at any tier.

Under this final regulation, the Agency is also authorized to make or guarantee loans to a qualified individual who seeks to establish, or acquire, and operate a small business concern in an area that has been or can reasonably be expected to be detrimentally affected by such closure or substantial reduction. For purposes of Section 7(a)(21) of the Act, "qualified individual" is defined to be: (1) A member of the Armed Forces of the United States, honorably discharged from active duty involuntarily or pursuant to a program providing bonuses or other inducements to encourage voluntary separation or early retirement; or (2) a civilian DOD employee involuntarily separated from Federal service or retired pursuant to a program offering inducements to encourage early retirement; or (3) an employee of a prime contractor, subcontractor, or supplier at any tier of a DOD program whose employment is involuntarily terminated (or voluntarily terminated pursuant to a program offering inducements to encourage



voluntary separation or early retirement) due to the termination (or substantial reduction) of a DOD program.

In recognition that greater risk may be associated with a loan to an applicant under this program, the final rule resolves any reasonable doubts concerning the small business concern's proposed business loan for transition to nondefense-related markets in favor of the loan applicant when SBA makes any determination regarding the sound value of the proposed loan. In order to determine "sound value", SBA will consider such factors as quality of the product or service, technical qualifications of the applicant's management and employees, sales projections and the applicant's financial status.

Because the Act requires SBA to resolve any credit doubts in favor of the loan applicant under this program, the final rule does not authorize any loan under section 7(a)(21) of the Act to be made under the certified lenders program (where the lender is entitled to a three day review by SBA) or the preferred lenders program (where the lender has authority to commit the Agency's guaranty without submitting any paperwork to SBA for review).

**Compliance With Executive Orders 12612, 12778 and 12866, the Regulatory Flexibility Act, 5 U.S.C. 601 et seq., and the Paperwork Reduction Act, 44 U.S.C. ch. 35**

**Executive Order 12866 and Regulatory Flexibility Act**

SBA certifies that this final rule would not be a significant regulatory action for purposes of E.O. 12866 and, for purposes of the Regulatory Flexibility Act, 5 U.S.C. 601 et seq., would not have a significant economic impact on a substantial number of small entities, for the following reasons:

1. It would not result in an annual economic effect of \$100 million or more or adversely affect in a material way the economy, a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or state, local, or tribal governments or communities.

2. It would not create a serious inconsistency or otherwise interfere with an action taken or planned by another agency.

3. It would not materially alter the budgetary impact of entitlements, grants, user fees, or loan programs or the rights and obligations of recipients thereof.

4. It would not raise novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in E.O. 12866.

**Executive Order 12612**

SBA certifies that this final rule would have no Federalism implications warranting the preparation of a Federalism Assessment in accordance with Executive Order 12612.

**Paperwork Reduction Act**

For purposes of the Paperwork Reduction Act, 44 U.S.C., ch 35, SBA hereby certifies that this final rule imposes no new reporting or recordkeeping requirements.

**Executive Order 12778**

SBA certifies that this final rule is drafted, to the extent practicable, in accordance with the standards set forth in Section 2 of E.O. 12778.

[Catalog of Federal Domestic Assistance Programs, No. 59-012, Small Business Loans]

**List of Subjects in 13 CFR Part 122**

Loan programs—business.

Pursuant to the authority contained in section 5(b)(6) of the Small Business Act (15 U.S.C. 634(b)(6)), SBA is amending Part 122, Chapter I, Title 13, Code of Federal Regulations, as follows:

**PART 122—BUSINESS LOANS**

1. The authority citation for part 122 continues to read as follows:

Authority: 15 U.S.C. 634(b)(6), 636(a), 636(m).

2. Sections 122.62 through 122.62-4 are added to read as follows:

**§ 122.62 Defense Economic Transition Assistance under Section 7(a)(21) of the Act.**

**§ 122.62-1 General rule.**

(a) *Business.* The Act authorizes SBA, subject to the availability of funds appropriated for this purpose, to make direct or guaranteed loans to assist a small business concern that has been (or can reasonably be expected to be) detrimentally affected by:

(1) *Closure.* The closure (or substantial reduction) of a Department of Defense installation; or

(2) *Termination.* The termination (or substantial reduction) of a Department of Defense program on which such small business was a prime contractor or subcontractor (or supplier) at any tier.

(b) *Qualified Individual.* Under this program, SBA is authorized to make direct or guaranteed loans to a qualified individual who seeks to establish (or acquire) and operate a small business concern.

**§ 122.62-2 Qualified individual.**

*Qualified individual*, for purposes of this program, is:

(a) *Military status.* A member of the Armed Forces of the United States, honorably discharged from active duty involuntarily or pursuant to a program providing bonuses or other inducements to encourage voluntary separation or early retirement; or

(b) *Civilian status.* A civilian employee of the Department of Defense involuntarily separated from Federal service or retired pursuant to a program offering inducements to encourage early retirement; or

(c) *Contractor or supplier.* An employee of a prime contractor, subcontractor, or supplier at any tier of a Department of Defense program whose employment is involuntarily terminated (or voluntarily terminated pursuant to a program offering inducements to encourage voluntary separation or early retirement) due to the termination (or substantial reduction) of a Department of Defense program.

**§ 122.62-3 Repayment ability.**

Any reasonable doubts concerning the small business concern's proposed business plan for transition to nondefense-related markets shall be resolved in favor of the loan applicant when making any determination regarding the sound value of the proposed loan. In order to determine "sound value", SBA will consider such factors as quality of the product or service, technical qualifications of the applicant's management and employees, sales projections and the applicant's financial status.

**§ 122.62-4 Loan making authority.**

Since greater risk may be associated with a loan to an applicant under this program, any defense economic assistance loan made by a participating lender cannot be made under the Certified Lenders Program pursuant to part 120, subpart E of this chapter, or under the Preferred Lenders Program pursuant to part 120, subpart D of this chapter.

Dated: November 15, 1993.

Erskine B. Bowles,  
Administrator.

[FR Doc. 94-2934 Filed 2-8-94; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

17 CFR PARTS 200, 202, 203, 230, 239, 240, 249, 249b, 259, 269, 274, 275, and 279

[Release No. 34-33573]

### Regional Office Reorganization

**ACTION:** Final rule amendments.

**SUMMARY:** The Securities and Exchange Commission is amending its rules to reflect the reorganization of its regional offices into five regional and six district offices. The Director of the Division of Enforcement will have overall responsibility for the five regional offices, but other Division Directors will continue to be responsible for managing their respective programs in each regional and district office. This reorganization is designed to create a more efficient reporting structure and to improve program accountability. The Commission is also correcting addresses appearing in its rules and eliminating certain redundant rules of organization.

**EFFECTIVE DATE:** February 9, 1994.

**FOR FURTHER INFORMATION CONTACT:** James Clarkson, Director, Regional Office Operations, (202) 272-3090; Anne Sullivan, Office of General Counsel, (202) 272-7525.

**SUPPLEMENTARY INFORMATION:** On August 27, 1993, the Chairman of the Securities and Exchange Commission announced a new structure for regional offices and changed the designations of the offices and of their chief supervisory personnel. This change is intended to improve program services and streamline the operation of regional and district offices.

As a result of the reorganization, the former structure in which there were nine regional offices and three branch offices has now been replaced by a new structure comprised of five regional offices and six district offices. The heads of regional offices, located in New York, Miami, Chicago, Denver, and Los Angeles, are now designated Regional Directors. The chief supervisory personnel for the district offices, located in Boston, Philadelphia, Atlanta, Fort Worth, Salt Lake City, and San Francisco, are designated District Administrators.<sup>1</sup> The District Offices

and their Administrators will operate under the supervision of the Regional Directors. The Director of the Division of Enforcement has overall responsibility for the five regional offices; other Commission Division Directors are responsible for managing their respective programs in each office.<sup>2</sup>

In order to reflect this reorganization, the Commission is amending certain of its rules to substitute the terms "regional director" or "district administrator" for "regional administrator" where appropriate, and to add the term "district" where appropriate in rules which refer to "regional offices." In addition, the Commission is updating the addresses which appear in its rules for all its field offices. It is also adding rules which describe the duties of district administrators and delegate authority to these persons.<sup>3</sup> Finally, the Commission is removing Subpart E of its Rules of Organization, Conduct and Ethics, and Information, relating to Deputy Employment Officers, which is superseded by regulations covering agency equal employment opportunity programs in 29 CFR Part 1614, and therefore is no longer necessary.<sup>4</sup>

The Commission has determined that these amendments and additions to its rules relate solely to the agency's organization, procedure or practice. Therefore, the provisions of the Administrative Procedure Act ("APA") regarding notice of proposed rulemaking and opportunities for public participation,<sup>5</sup> are not applicable. Similarly, the provisions of the Regulatory Flexibility Act,<sup>6</sup> which apply only when notice and comment are

located at 915 Second Avenue, Seattle, Washington, 98174, and will be open from 8 a.m. until 4:30 p.m. Pacific Standard Time.

<sup>2</sup> The Commission will continue to conduct regulatory functions in regional and district offices. Thus, both types of offices will perform regulatory functions with respect to registered brokers, dealers, transfer agents, investment companies, investment advisers, and others, and will receive filings from those registered entities as well as from other designated reporting entities, such as government securities brokers and dealers.

<sup>3</sup> By separate action, certain functions previously carried on in most field offices have been consolidated. In Securities Act Release No. 7034 (Dec. 8, 1993), the Commission reduced the offices in which small business filings may be made to four regional offices and one district office. Consistent with this change, authority under the Securities Act of 1933 will not be extended by rule to District Administrators, but will be separately delegated by the Chairman only to the Atlanta District Office.

<sup>4</sup> The Commission is not changing references to regional offices in any rule relating to member or employee conduct because it anticipates that the entire conduct rules will be revised in the near future.

<sup>5</sup> 5 U.S.C. 553.

<sup>6</sup> 5 U.S.C. 603(a).

required by the APA or other law, are not applicable.

### Effects on Competition

Section 23(a)(2) of the Securities Exchange Act of 1934 ("Exchange Act")<sup>7</sup> requires the Commission, in adopting rules under the Exchange Act, to consider the anti-competitive effects of such rules, if any, and to balance any impact against the regulatory benefits gained in terms of furthering the purposes of the Exchange Act. The Commission has considered the regional office reorganization, editing, and nomenclature changes adopted in this release in light of the standards cited in section 23(a)(2) and believes that their adoption would not impose any burden on competition not necessary or appropriate in furtherance of the Exchange Act.

### Statutory Basis or Rule

The amendments to the Commission's rules are adopted pursuant to the authorities set forth therein.

### List of Subjects

#### 17 CFR Part 200

Administrative practice and procedure, Authority delegations (Government agencies), Equal employment opportunity, Freedom of information, government employees, Organization and functions (Government agencies), Reporting and recordkeeping requirements.

#### 17 CFR Part 202

Administrative practice and procedure.

#### 17 CFR Part 203

Administrative practice and procedure, Investigations.

#### 17 CFR Parts 230, 239, 240, 249, 249b, 259, 269, 274, 275, and 279

Reporting and recordkeeping requirements.

In accordance with the foregoing, 17 CFR, chapter II of the Code of Federal Regulations is amended as follows:

### PART 200—ORGANIZATION; CONDUCT AND ETHICS; AND INFORMATION AND REQUESTS

#### Subpart A—Organization and Program Management

1. The authority citation for part 200, subpart A, is amended by adding the following citation:

**Authority:** 15 U.S.C. 77s, 78d-1, 78d-2, 78w, 78ll(d), 79t, 77sss, 80a-37, 80b-11, unless otherwise noted.

<sup>7</sup> 15 U.S.C. 78w(a)(2).

<sup>1</sup> The Commission will close its Seattle District Office in July 1994 and transfer the functions of that office to the two other Pacific Region offices. Registrants currently filing with the Seattle District Office should continue to do so until June 30, 1994; thereafter, all registrants in the Pacific Region should make required filings in the Commission's Pacific Regional Office, located at 5670 Wilshire Boulevard, 11th Floor, Los Angeles, California 90036. Until July, the Seattle District Office will be



Sections 200.27, 200.27a, 200.30-6, and 200.30-6a are also issued under 15 U.S.C. 77e, 77f, 77g, 77h, 77i, 77j, 77k, 77l, 77m, 77n, 77o, 77p, 77q, 77r, 77s, 77t, 77u, 77v, 77w, 77x, 77y, 77z, 78a, 78b, 78c, 78d, 78e, 78f, 78g, 78h, 78i, 78j, 78k, 78l, 78m, 78n, 78o, 78p, 78q, 78r, 78s, 78t, 78u, 78v, 78w, 78x, 78y, 78z, 79a, 79b, 79c, 79d, 79e, 79f, 79g, 79h, 79i, 79j, 79k, 79l, 79m, 79n, 79o, 79p, 79q, 79r, 79s, 79t, 79u, 79v, 79w, 79x, 79y, 79z, 80a, 80b, 80c, 80d, 80e, 80f, 80g, 80h, 80i, 80j, 80k, 80l, 80m, 80n, 80o, 80p, 80q, 80r, 80s, 80t, 80u, 80v, 80w, 80x, 80y, 80z, 81a, 81b, 81c, 81d, 81e, 81f, 81g, 81h, 81i, 81j, 81k, 81l, 81m, 81n, 81o, 81p, 81q, 81r, 81s, 81t, 81u, 81v, 81w, 81x, 81y, 81z, 82a, 82b, 82c, 82d, 82e, 82f, 82g, 82h, 82i, 82j, 82k, 82l, 82m, 82n, 82o, 82p, 82q, 82r, 82s, 82t, 82u, 82v, 82w, 82x, 82y, 82z, 83a, 83b, 83c, 83d, 83e, 83f, 83g, 83h, 83i, 83j, 83k, 83l, 83m, 83n, 83o, 83p, 83q, 83r, 83s, 83t, 83u, 83v, 83w, 83x, 83y, 83z, 84a, 84b, 84c, 84d, 84e, 84f, 84g, 84h, 84i, 84j, 84k, 84l, 84m, 84n, 84o, 84p, 84q, 84r, 84s, 84t, 84u, 84v, 84w, 84x, 84y, 84z, 85a, 85b, 85c, 85d, 85e, 85f, 85g, 85h, 85i, 85j, 85k, 85l, 85m, 85n, 85o, 85p, 85q, 85r, 85s, 85t, 85u, 85v, 85w, 85x, 85y, 85z, 86a, 86b, 86c, 86d, 86e, 86f, 86g, 86h, 86i, 86j, 86k, 86l, 86m, 86n, 86o, 86p, 86q, 86r, 86s, 86t, 86u, 86v, 86w, 86x, 86y, 86z, 87a, 87b, 87c, 87d, 87e, 87f, 87g, 87h, 87i, 87j, 87k, 87l, 87m, 87n, 87o, 87p, 87q, 87r, 87s, 87t, 87u, 87v, 87w, 87x, 87y, 87z, 88a, 88b, 88c, 88d, 88e, 88f, 88g, 88h, 88i, 88j, 88k, 88l, 88m, 88n, 88o, 88p, 88q, 88r, 88s, 88t, 88u, 88v, 88w, 88x, 88y, 88z, 89a, 89b, 89c, 89d, 89e, 89f, 89g, 89h, 89i, 89j, 89k, 89l, 89m, 89n, 89o, 89p, 89q, 89r, 89s, 89t, 89u, 89v, 89w, 89x, 89y, 89z, 90a, 90b, 90c, 90d, 90e, 90f, 90g, 90h, 90i, 90j, 90k, 90l, 90m, 90n, 90o, 90p, 90q, 90r, 90s, 90t, 90u, 90v, 90w, 90x, 90y, 90z, 91a, 91b, 91c, 91d, 91e, 91f, 91g, 91h, 91i, 91j, 91k, 91l, 91m, 91n, 91o, 91p, 91q, 91r, 91s, 91t, 91u, 91v, 91w, 91x, 91y, 91z, 92a, 92b, 92c, 92d, 92e, 92f, 92g, 92h, 92i, 92j, 92k, 92l, 92m, 92n, 92o, 92p, 92q, 92r, 92s, 92t, 92u, 92v, 92w, 92x, 92y, 92z, 93a, 93b, 93c, 93d, 93e, 93f, 93g, 93h, 93i, 93j, 93k, 93l, 93m, 93n, 93o, 93p, 93q, 93r, 93s, 93t, 93u, 93v, 93w, 93x, 93y, 93z, 94a, 94b, 94c, 94d, 94e, 94f, 94g, 94h, 94i, 94j, 94k, 94l, 94m, 94n, 94o, 94p, 94q, 94r, 94s, 94t, 94u, 94v, 94w, 94x, 94y, 94z, 95a, 95b, 95c, 95d, 95e, 95f, 95g, 95h, 95i, 95j, 95k, 95l, 95m, 95n, 95o, 95p, 95q, 95r, 95s, 95t, 95u, 95v, 95w, 95x, 95y, 95z, 96a, 96b, 96c, 96d, 96e, 96f, 96g, 96h, 96i, 96j, 96k, 96l, 96m, 96n, 96o, 96p, 96q, 96r, 96s, 96t, 96u, 96v, 96w, 96x, 96y, 96z, 97a, 97b, 97c, 97d, 97e, 97f, 97g, 97h, 97i, 97j, 97k, 97l, 97m, 97n, 97o, 97p, 97q, 97r, 97s, 97t, 97u, 97v, 97w, 97x, 97y, 97z, 98a, 98b, 98c, 98d, 98e, 98f, 98g, 98h, 98i, 98j, 98k, 98l, 98m, 98n, 98o, 98p, 98q, 98r, 98s, 98t, 98u, 98v, 98w, 98x, 98y, 98z, 99a, 99b, 99c, 99d, 99e, 99f, 99g, 99h, 99i, 99j, 99k, 99l, 99m, 99n, 99o, 99p, 99q, 99r, 99s, 99t, 99u, 99v, 99w, 99x, 99y, 99z, 100a, 100b, 100c, 100d, 100e, 100f, 100g, 100h, 100i, 100j, 100k, 100l, 100m, 100n, 100o, 100p, 100q, 100r, 100s, 100t, 100u, 100v, 100w, 100x, 100y, 100z.

2. Section 200.11 is amended by revising the section heading and paragraphs (a)(2) and (b) and adding paragraph (c) to read as follows:

**§ 200.11 Headquarters Office—Regional and District Office relationships.**

(a) \* \* \*

(2) Each Regional Director is responsible, subject to the supervision of the Director of the Division of Enforcement, for the direction and supervision of his or her work force and for the execution of all programs in his or her region as shown in paragraph (b) of this section, in accordance with established policy. Each District Administrator is responsible, subject to the supervision of the relevant Regional Director, for the direction and supervision of his or her work force and for the execution of all programs through his or her office, in accordance with established policy.

(b) Regional Directors and District Administrators of the Commission.

Region 1: Northeast Region. Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia—Regional Director, 7 World Trade Center, suite 1300, New York, NY 10048.

Boston District—District Administrator, 73 Tremont Street, Sixth Floor, suite 600, Boston, MA 02108.

Philadelphia District—District Administrator, The Curtis Center, suite 1005 E., 601 Walnut Street, Philadelphia, PA 19106.

Region 2: Southeast Region. Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, Puerto Rico, South Carolina, Tennessee, Virgin Islands—Regional Director, 1401 Brickell Avenue, suite 200, Miami, FL 33131.

Atlanta District—District Administrator, 3475 Lenox Road, NE., suite 1000, Atlanta, GA 30326.

Region 3: Midwest Region. Illinois, Indiana, Iowa, Kentucky, Michigan, Missouri, Ohio, Wisconsin—Regional Administrator, Northwestern Atrium Center, 500 West Madison Street, suite 1400, Chicago, IL 60611.

Region 4: Central Region. Arkansas, Colorado, Kansas, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, Utah, Wyoming—Regional Administrator, 1801 California Street, suite 4800, Denver, CO 80202.

Fort Worth District—District Administrator, 801 Cherry Street, 19th Floor, Fort Worth, TX 76102. Salt Lake District—District Administrator, 500 Key

Bank Tower, 50 S. Main Street, suite 500, Box 79, Salt Lake City, UT 84144.

Region 5: Pacific Region. Alaska, Arizona, California, Guam, Hawaii, Idaho, Montana, Nevada, Oregon, Washington—Regional Director, 5670 Wilshire Boulevard, 11th Floor, Los Angeles, CA 90036.

San Francisco District—District Administrator, 44 Montgomery Street, San Francisco, CA 94104.

(c) The following geographic allocation determines where registered brokers, dealers, transfer agents, clearing agents, registered securities associations, investment advisers, and others as designated in this chapter must file reports required to be filed in regional or district offices:

Northeast Regional Office: New Jersey, New York.

Boston District Office: Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont.

Philadelphia District Office: Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia.

Southeast Regional Office: Florida, Puerto Rico, Virgin Islands.

Atlanta District Office: Alabama, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee.

Midwest Regional Office: Illinois, Indiana, Iowa, Kentucky, Ohio, Michigan, Minnesota, Missouri, Wisconsin.

Central Regional Office: Colorado, Nebraska, New Mexico, North Dakota, South Dakota, Utah, Wyoming.

Fort Worth District Office: Arkansas, Kansas, Oklahoma, Texas.

Pacific Regional Office: Alaska, Arizona, California, Guam, Hawaii, Idaho, Montana, Nevada, Oregon, Washington.

**§ 200.12 [Amended]**

3. In § 200.12, remove the words "Regional Administrators" and add, in their place, the words "Regional Directors and District Administrators".

4. Section 200.27 is amended by revising the section heading, removing the words "Regional Administrator" and "Regional Administrators" and adding in their place "Regional Director" and "Regional Directors" and revising the last sentence to read as follows:

**§ 200.27 The Regional Directors.**

\* \* \* In addition, the Northeast Regional Director is responsible for the Commission's participation in cases under chapters 9 and 11 of the Bankruptcy Code in the Northeast Region, excepting Delaware, District of Columbia, Maryland, Virginia, and West Virginia; the Southeast Regional Director is responsible for such participation in the Southeast Region, as well as Delaware, District of Columbia, Maryland, Virginia, and West Virginia; the Midwest Regional Director is

responsible for such participation in the Midwest and Central Regions, excepting Utah; and the Pacific Regional Director is responsible for such participation in the Pacific Region and Utah.

5. Section 200.27a is added to read as follows:

**§ 200.27a The District Administrators.**

Each District Administrator is responsible for executing the Commission's programs as set forth below, subject to review by the appropriate Regional Director and policy direction and review by the relevant Division Directors, the General Counsel, and the Chief Accountant in Washington, DC. The District Administrators' responsibilities include particularly the investigation of transactions in securities on national securities exchanges, in the over-the-counter market, and in distribution to the public; the examination of members of national securities exchanges and registered brokers and dealers, transfer agents, investment advisers and investment companies including the examination of reports filed under § 240.17a-5 of this chapter; the prosecution of injunctive actions in U.S. District Courts and administrative proceedings before Administrative Law Judges; the rendering of assistance to U.S. Attorneys in criminal cases; and the making of the Commission's facilities more readily available to the public in that district.

**§ 200.30-1 [Amended]**

6. In § 200.30-1(g)(2), remove the word "Administrator" and add, in its place, the word "Director".

**§ 200.30-5 [Amended]**

7. In § 200.30-5(i)(1), remove the word "Administrator" and add, in its place, the word "Director".

**§ 200.30-6 [Amended]**

8. In § 200.30-6, amend the section heading by removing the word "Administrators" and adding, in its place, the word "Directors" and remove the word "Administrator" each time it appears and add, in its place, the word "Director".

9. In the introductory text of paragraph (a) of § 200.30-6, remove the words "Form S-18 (§ 239.28 of this chapter)" and add, in their place, the words "Forms SB-1 and SB-2 (§§ 239.9 and 239.10 of this chapter)".

10. Section 200.30-6a is added to read as follows:

**§ 200.30-6a Delegation of authority to District Administrators.**

Pursuant to the provisions of Pub. L. 87-592, 76 Stat. 394, 15 U.S.C. 78d-1,



the Securities and Exchange Commission hereby delegates, until the Commission orders otherwise, the following functions to each District Administrator, to be performed by him or her or under his or her direction by such person or persons as may be designated from time to time by the Chairman of the Commission:

(a) With respect to the Securities Exchange Act of 1934 (15 U.S.C. 78a *et seq.*):

(1) Pursuant to section 15(b)(2)(C) of the Act (15 U.S.C. 78o(b)(2)(C)):

(i) To delay until the second six-month period from registration with the Commission the inspection of newly registered broker-dealers that have not commenced actual operations within six months of their registration with the Commission; and

(ii) To delay until the second six-month period from registration with the Commission the inspection of newly registered broker-dealers to determine whether they are in compliance with applicable provisions of the Act and rules thereunder, other than financial responsibility rules.

(2) Pursuant to Rule 0-4 (§ 240.0-4 of this chapter), to disclose to the Comptroller of the Currency, the Board of Governors of the Federal Reserve System and the Federal Deposit Insurance Corporation and to the state banking authorities, information and documents deemed confidential regarding registered clearing agencies and registered transfer agents, *Provided* That, in matters in which the Commission has entered a formal order of investigation, such disclosure shall be made only with the concurrence of the Director of the Division of Enforcement or his or her delegate and the General Counsel or his or her delegate.

(b) With respect to the Investment Advisers Act of 1940 (15 U.S.C. 80b-1 *et seq.*): Pursuant to Rule 204-2(j)(3)(ii) (§ 275.204-2(j)(3)(ii) of this chapter), to make written demands upon non-resident investment advisers subject to the provisions of such rule to furnish to the Commission true, correct, complete and current copies of any or all books and records which such non-resident investment advisers are required to make, keep current or preserve pursuant to any provisions of any rule or regulation of the Commission adopted under the Investment Advisers Act of 1940, or any part of such books and records which may be specified in such demand.

(c) In nonpublic investigatory proceedings within the responsibility of the District Administrator, to grant requests of persons to procure copies of the transcript of their testimony given

pursuant to Rule 6 of the Commission Rules Relating to Investigations (§ 203.6 of this chapter).

(d) To notify the Securities Investor Protection Corporation ("SIPC") of facts concerning the activities and the operational and financial condition of any registered broker or dealer which is or appears to be a member of SIPC and which is in or approaching financial difficulty within the meaning of Section 4 of the Securities Investor Protection Act of 1970 as amended (15 U.S.C. 78aaa *et seq.*).

(e) Notwithstanding anything in the foregoing, in any case in which the District Administrator believes it appropriate, he or she may submit the matter to the Commission.

#### § 200.30-11 [Amended]

11. In § 200.30-11(c)(2), add the words "or district" after the word "regional".

#### Subpart D—Information and Requests

12. The authority citation for part 200, subpart D continues to read in part as follows:

**Authority:** 80 Stat. 383, as amended, 31 Stat. 54, secs. 19, 23, 48 Stat. 85, 901, as amended, sec. 20, 49 Stat. 85, 833, sec. 319, 53 Stat. 1173, secs. 38, 211, 54 Stat. 841, 855; 5 U.S.C. 552, as amended, 15 U.S.C. 77f(d), 77s, 77ggg(a), 78m(f)(3), 78w, 79t, 79v(a), 77sss, 80a-37, 80a-44(c), 80a-44(b), 80b-10(a), 80b-11.

13. In § 200.80(c)(1)(ii), add the words "and district" after the word "regional" each time it appears, and revise the flush text and the list of addresses appearing in paragraph (c)(1)(iii) as follows:

#### § 200.80 Commission records and information.

(c) \* \* \*

(1) \* \* \*

(iii) \* \* \*

The addresses of the Commission's regional and district offices are:

Northeast Regional Office. 7 World Trade Center, suite 1300, New York, NY 10048. Office hours—9 a.m. to 5:30 p.m. E.S.T.  
Boston District Office—73 Tremont Street, suite 600, Boston, MA 02108. Office hours—9 a.m. to 5:30 p.m. E.S.T.  
Philadelphia District Office—The Curtis Center, suite 1005 E., 601 Walnut Street, Philadelphia, PA 19106. Office hours—9 a.m. to 5:30 p.m. E.S.T.  
Southeast Regional Office. 1401 Brickell Avenue, suite 200, Miami, FL 33131. Office hours—8:30 a.m. to 5 p.m. E.S.T.

Atlanta District Office—Lenox Road, NE., suite 1000, Atlanta, GA 30326. Office hours—9 a.m. to 5:30 p.m. E.S.T.

Midwest Regional Office. Northwestern Atrium Center, 500 West Madison Street, suite 1400, Chicago, IL 60611. Office hours—8:45 a.m. to 5:15 p.m. C.S.T.

Central Regional Office. 1801 California Street, suite 4800, Denver, CO 80202. Office hours—8 a.m. to 4:30 p.m. M.S.T.

Fort Worth District Office—801 Cherry Street, 19th Floor, Fort Worth, TX 76102. Office hours—8:30 a.m. to 5 p.m. C.S.T.

Salt Lake District Office—500 Key Bank Tower, 50 S. Main Street, suite 500, Box 79, Salt Lake City, UT 84144. Office hours—8 a.m. to 4:30 p.m. M.S.T.

Pacific Regional Office. 5670 Wilshire Boulevard, 11th Floor, Los Angeles, CA 90036. Office hours 8:30 a.m. to 5 p.m. P.S.T.

San Francisco District Office—44 Montgomery Street, San Francisco, CA 94104. Office hours—8:30 a.m. to 5 p.m. P.S.T.

14. In § 200.80(c)(2), remove the words "Branch Offices" and, in their place, add the words "District Offices".

15. In § 200.80(d)(7)(i) and (e)(7)(iii), remove the word "branch" each time it appears and, in its place, add the word "district".

16. In the introductory text of § 200.80(e), add the words "or district" after the word "regional".

#### Subpart E—Regulation Regarding Equal Employment Opportunity

17. Subpart E is removed and reserved.

#### Subpart G—Plan of Organization and Operation Effective During Emergency Conditions

18. The authority citation for part 200, subpart G continues to read in part as follows:

**Authority:** 15 U.S.C. 77s, 78w, 79t, 77sss, 80a-37, 80b-11, unless otherwise noted.

\* \* \*

#### § 200.202 [Amended]

19. In § 200.202(a), remove the word "Branch", and add, in its place, the word "District", and remove the words "Regional Administrator" and add, in their place, the words "Regional Director or District Administrator".

20. In § 200.203(c)(1)(vi), remove the word "Administrators" and add, in its place, the word "Directors" and add paragraph (c)(1)(vii) to read as follows:

#### § 200.203 Organization, and delegations of authority.

\* \* \*

(c) \* \* \*

(1) \* \* \*



(vii) The District Administrators in order of seniority.

**§ 200.204 [Amended]**

21. In § 200.204, remove the words "Regional Administrators" and add, in their place, the words "Regional Directors and District Administrators".

**Subpart H—Regulations Pertaining to the Privacy of Individuals and Systems of Records Maintained by the Commission**

22. The authority citation for part 200, subpart H continues to read in part as follows:

Authority: Pub. L. 93-579, sec. (f), 5 U.S.C. 552a(f), unless otherwise noted.

23. In § 200.303 (a)(2) and (b)(2), remove the word "Branch" and add, in its place, the word "District" and in paragraph (a)(2) revise the list of offices to read as follows:

**§ 200.303 Times, places and requirements for requests pertaining to individual records in a record system and for the identification of individuals making requests for access to the records pertaining to them.**

(a) \* \* \*

(2) \* \* \*

Northeast Regional Office, 7 World Trade Center, suite 1300, New York, NY 10048. Office hours—9 a.m. to 5:30 p.m. E.S.T.

Boston District Office—73 Tremont Street, Sixth Floor, suite 600, Boston, MA 02108. Office hours—9 a.m. to 5:30 p.m. E.S.T.

Philadelphia District Office—The Curtis Center, suite 1005 E., 601 Walnut Street, Philadelphia, PA 19106. Office hours—9 a.m. to 5:30 p.m. E.S.T.

Southeast Regional Office, 1401 Brickell Avenue, suite 200, Miami, FL 33131. Office hours—8:30 a.m. to 5 p.m. E.S.T.

Atlanta District Office—Lenox Road, NE., suite 1000, Atlanta, GA 30326. Office hours—9 a.m. to 5:30 p.m. E.S.T.

Midwest Regional Office, Northwestern Atrium Center, 500 West Madison Street, suite 1400, Chicago, IL 60611. Office hours—8:45 a.m. to 5:15 p.m. C.S.T.

Central Regional Office, 1801 California Street, suite 4800, Denver, CO 80202. Office hours—8 a.m. to 4:30 p.m. C.S.T.

Fort Worth District Office—801 Cherry Street, 19th Floor, Fort Worth, TX 76102. Office hours—8:30 a.m. to 5 p.m. C.S.T.

Salt Lake District Office—500 Key Bank Tower, 50 S. Main Street, suite 500, Box 79, Salt Lake City, UT 84144. Office hours—8 a.m. to 4:30 p.m. M.S.T.

Pacific Regional Office, 5670 Wilshire Boulevard, 11th Floor, Los Angeles, CA 90036. Office hours 8:30 a.m. to 5 p.m. P.S.T.

San Francisco District Office—44 Montgomery Street, San Francisco, CA 94104. Office hours—8:30 a.m. to 5 p.m. P.S.T.

\* \* \* \* \*

**§ 200.309 [Amended]**

24. In § 200.309(a)(1), remove the word "Branch" each time it appears, and in its place, add the word "District."

**PART 202—INFORMAL AND OTHER PROCEDURES**

25. The authority citation for part 202 continues to read in part as follows:

Authority: 15 U.S.C. 77s, 77t, 78d-1, 78u, 78w, 78l(d), 79t, 77sss, 77uuu, 80a-37, 80a-41, 80b-9, and 80b-11, unless otherwise noted.

\* \* \* \* \*

**§ 202.2 [Amended]**

26. In § 202.2 add the words "or district" between the words "regional" and "offices".

**§ 202.3 [Amended]**

27. In § 202.3(a), remove the words "Form S-18 (17 CFR 239.28)" and add, in their place, the words "Forms SB-1 and SB-2 (17 CFR 239.9 and 239.10)".

**§ 202.5 [Amended]**

28. In § 202.5(c) remove the words "or Regional Administrator" and add, in their place, the words "Regional Director, or District Administrator".

**§ 202.7 [Amended]**

29. In § 202.7(a), add the words "or district" between the words "regional" and "office."

**PART 203—RULES RELATING TO INVESTIGATIONS**

30. The authority citation for part 203 continues to read as follows:

Authority: 15 U.S.C. 77s, 78w, 79t, 77sss, 80a-37, 80b-11, unless otherwise noted.

**§§ 203.2 and 203.7 [Amended]**

31. In §§ 203.2 and 203.7(a), add the words "Director or District" between the word "Regional" and the word "Administrator".

32. In § 203.7(a), add the words "or District" between the word "Regional" and the word "Offices".

**PART 230—GENERAL RULES AND REGULATIONS, SECURITIES ACT OF 1933**

33. The authority citation for part 230 continues to read in part as follows:

Authority: 15 U.S.C. 77b, 77f, 77g, 77h, 77j, 77s, 77sss, 78c, 78l, 78m, 78n, 78o, 78w, 78l(d), 79t, 80a-8, 80a-29, 80a-30, and 80a-37, unless otherwise noted.

\* \* \* \* \*

**§ 230.445 [Amended]**

34. In § 230.445(b), remove the word "branch" and add in its place add the word "district".

**PART 239—FORMS PRESCRIBED UNDER THE SECURITIES ACT OF 1933**

35. The authority citation for part 239 continues to read in part as follows:

Authority: 15 U.S.C. 77f, 77g, 77h, 77j, 77s, 77sss, 78c, 78l, 78m, 78n, 78o(d), 78w(a), 78l(d), 79e, 79f, 79g, 79j, 79l, 79m, 79n, 79q, 79t, 80a-8, 80a-29, 80a-30 and 80a-37, unless otherwise noted.

\* \* \* \* \*

**§ 239.0-1 [Amended]**

36. In § 239.0-1(b), add the words "and district" between the words "regional" and "offices" each time they appear.

**PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934**

**Subpart A—Rules and Regulations Under the Securities Exchange Act of 1934**

37. The authority citation for part 240, continues to read in part as follows:

Authority: 15 U.S.C. 77c, 77d, 77g, 77j, 77s, 77eee, 77ggg, 77nnn, 77sss, 77ttt, 78c, 78d, 78i, 78j, 78l, 78m, 78n, 78o, 78p, 78s, 78w, 78x, 78l(d), 79q, 79t, 80a-20, 80a-23, 80a-29, 80a-37, 80b-3, 80b-4 and 80b-11, unless otherwise noted.

\* \* \* \* \*

**§§ 240.15c3-1, 240.17a-3, 240.17-5 [Amended]**

38. In part 240, add the words "or district" after the words "regional" and "region" each time they appear in the following places:

(a) The introductory text of § 240.15c3-1(a)(6)(iv), and § 240.15c3-1(a)(6)(v), (a)(7)(iv), (c)(2)(x)(B)(1)(ii), (c)(2)(x)(F)(3), and (e)(1)(iv);

(b) Section 240.17a-3(b)(2);

(c) Section 240.17a-5(a)(3), (b)(1), the introductory text of § 240.17a-5(c)(1), § 240.17a-5(c)(2)(iii), (c)(2)(iv), (d)(1)(i), (d)(6), (e)(4), (f)(2)(i), the introductory text of § 240.17a-5(f)(4), and § 240.17a-5(m)(1); and

(d) Section 240.17a-11(g).

**§§ 240.15c3-1, 240.17a-7 [Amended]**

39. In §§ 240.15c3-1(c)(12), 240.17a-7(b)(1) and (b)(2), add the words "or District" after the word "Regional" each time it appears.

40. In part 240, add the words "or district" after the word "region" and the words "or District" after the word "Regional" each time they appear in the following places:



(a) Section 240.15c3-1d (c)(6)(i) and (c)(6)(ii);

(b) Section 240.17Ad-2(h)(1).

#### **PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934**

41. The authority citation for part 249 continues to read in part as follows:

Authority: 15 U.S.C. 78a, *et seq.*, unless otherwise noted;

\* \* \* \* \*

#### **§ 249.0-1 [Amended]**

42. In § 249.0-1(b), add the words "and district" between the words "regional" and "offices" each time they appear.

#### **PART 249b—FURTHER FORMS, SECURITIES EXCHANGE ACT OF 1934**

43. The authority citation for part 249b continues to read in part as follows:

Authority: 15 U.S.C. 78a *et seq.*, unless otherwise noted;

\* \* \* \* \*

#### **§ 249b.100, 249b.102, and 249b.200 [Amended]**

44. In § 249b.100, 249b.102, and 249b.200, add the words "and district" between the words "regional" and "offices" in the appended footnote each time they appear.

#### **PART 259—GENERAL RULES AND REGULATIONS, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935**

45. The authority citation for part 259 continues to read as follows:

Authority: 15 U.S.C. 79e, 79f, 79g, 79j, 79l, 79m, 79n, 79q, 79t.

#### **§ 259.0-1(b) [Amended]**

46. In § 259.0-1(b), add the words "and district" between the words "regional" and "offices" each time they appear.

#### **PART 269—FORMS PRESCRIBED UNDER THE TRUST INDENTURE ACT OF 1939**

47. The authority citation for part 269 continues to read as follows:

Authority: 15 U.S.C. 77ddd(c), 77eee, 77ggg, 77hhh, 77iii, 77jjj, 77sss, 78ll(d), unless otherwise noted.

#### **§ 269.0-1 [Amended]**

48. In § 269.0-1(b), add the words "and district" between the words "regional" and "offices" each time they appear.

#### **PART 274—FORMS PRESCRIBED UNDER THE INVESTMENT COMPANY ACT OF 1940**

49. The authority citation for part 274 continues to read as follows:

Authority: 15 U.S.C. 80a-1, *et seq.*, unless otherwise noted.

#### **§ 274.0-1 [Amended]**

50. In § 274.0-1(b), add the words "and district" between the words "regional" and "offices" each time they appear.

#### **PART 275—RULES AND REGULATIONS, INVESTMENT ADVISERS ACT OF 1940**

51. The authority citation for part 275 continues to read in part as follows:

Authority: Sec. 203, 54 Stat. 850, as amended, 15 U.S.C. 80b-3; sec. 204, 54 Stat. 852, as amended, 15 U.S.C. 80b-4; sec. 206A, 84 Stat. 1433, as added, 15 U.S.C. 80b-6A; sec. 211, 54 Stat. 855, as amended, 15 U.S.C. 80b-11, unless otherwise noted;

\* \* \* \* \*

#### **§ 275.204-2 [Amended]**

52. In § 275.204-2(j)(3)(i) and (j)(3)(ii), add the words "or District" between the words "Regional" and "Office" each time they appear.

#### **PART 279—FORMS PRESCRIBED UNDER THE INVESTMENT ADVISERS ACT OF 1940**

53. The authority citation for part 279 continues to read as follows:

Authority: The Investment Advisers Act of 1940, 15 U.S.C. 80b-1, *et seq.*

\* \* \* \* \*

#### **§ 279.0-1 [Amended]**

54. In § 279.0-1(b), add the words "and district" between the words "regional" and "offices" each time they appear.

Dated: February 2, 1994.

By the Commission.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 94-2826 Filed 2-8-94; 8:45 am]

BILLING CODE 8010-01-P

#### **DEPARTMENT OF ENERGY**

#### **Federal Energy Regulatory Commission**

#### **18 CFR Part 157**

[Docket No. RM81-19-000]

#### **Project Cost and Annual Limits**

February 3, 1994.

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Final rule.

**SUMMARY:** Pursuant to the authority delegated by 18 CFR 375.307(e)(1), the Director of the Office of Pipeline and Producer Regulation computes and publishes the project cost and annual limits specified in Table I of § 157.208(d) and Table II of § 157.215(a) for each calendar year.

**EFFECTIVE DATE:** January 1, 1994.

**FOR FURTHER INFORMATION, CONTACT:** Martin A. Burless, Jr., Chief, Pipeline Certificates and Projects Branch, Division of Pipeline Certificates, OPR, (202) 208-0581

#### **SUPPLEMENTARY INFORMATION:**

#### **Order of the Director, OPR**

February 3, 1994.

Section 157.208(d) of the Commission's Regulations provides for project cost limits applicable to construction, acquisition, operation and miscellaneous rearrangement of facilities (Table I) authorized under the blanket certificate procedure (Order No. 234, 19 FERC ¶61,216). Section 157.215(a) specified the calendar year dollar limit which may be expended on underground storage testing and development (Table II) authorized under the blanket certificate. Section 157.208(d) requires that the "limits specified in Tables I and II shall be adjusted each calendar year to reflect the 'GNP implicit price deflator' published by the Department of Commerce for the previous calendar year."

Pursuant to § 375.307(e)(1) of the Commission's Regulations, the authority for the publication of such cost limits, as adjusted for inflation, is delegated to the Director of the Office of Pipeline and Producer Regulation. The cost limits for calendar years 1982 through 1994, as published in Table I of § 157.208(d) and Table II of § 157.215(a), are hereby issued.

Note that these inflation adjustments are based on the Gross Domestic Product (GDP) Implicit Price Deflator rather than the Gross National Product (GNP) Implicit Price Deflator, which is